

Message Text

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PAGE 01 VIENNA 05523 161450Z
ACTION IO-14

INFO OCT-01 EUR-12 EA-10 ISO-00 ACDA-12 CIAE-00 INR-10
L-03 NSAE-00 NSC-05 EB-08 NRC-05 OES-07 SOE-02
DODE-00 SS-15 SP-02 CEQ-01 AF-10 ARA-10 NEA-11
/138 W

-----099349 170707Z /11

R 161440Z JUN 78
FM AMEMBASSY VIENNA
TO SECSTATE WASHDC 6836
INFO AMEMBASSY TOKYO
USDOEHQ WASHDC
USDOEHQ GERMANTOWN

C O N F I D E N T I A L VIENNA 05523

USIAEA

DEPT PASS IO/SCT
DOE PASS AMMONS AND BENGELSDORF, IA

E.O. 11652: GDS
TAGS: IAEA, TECH, PARM, JA, US
SUBJECT: PROPOSED U.S./IAEA/JAPAN SUSPENSION PROTOCOL

REF: A) STATE 129401, B) VIENNA 3952, C) STATE 105747

1. MISSION APPRECIATES CLARIFICATION PROVIDED REF A,
WHICH WAS VERY HELPFUL.

2. AGENCY'S CONCERN OVER INCLUSION OF CLAUSE IN QUESTION
RELATES PRIMARILY TO FACT THAT ARTICLE XIV OF JAPAN/IAEA
NPT SAFEGUARDS AGREEMENT DOES NOT RPT NOT REFER TO EQUIP-
MENT AND DEVICES, BUT ONLY TO NUCLEAR MATERIAL.
ACCORDINGLY, AGENCY FEELS IT HAS NO RPT NO FIRM BASIS FOR
REQUIRING GOJ TO SATISFY IT THAT EQUIPMENT AND DEVICES
TRANSFERRED FROM U.S. ARE NOT RPT NOT INVOLVED IN A NON-
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PROSCRIBED USE.

3. BELIEVE WE HAVE RESOLVED THIS PROBLEM, HOWEVER, BY
INCLUSION OF SEPARATE SENTENCE READING AS FOLLOWS: "MORE-
OVER, THE GOVERNMENT OF JAPAN WILL SATISFY THE GOVERNMENT
OF THE UNITED STATES OF AMERICA THAT NO MATERIAL, INCLUD-
ING EQUIPMENT AND DEVICES, TRANSFERRED FROM THE UNITED

STATES OF AMERICA TO JAPAN UNDER THE AGREEMENT FOR COOPERATION ARE INVOLVED IN SUCH USE." AGENCY WOULD HAVE NO RPT NO PROBLEM WITH THIS LANGUAGE.

4. MISSION MET WITH JAPANESE MISSION REP JUNE 14 AND PROVIDED U.S. VIEWS CONTAINED REF C. WE INDICATED DESIRABILITY OF RESOLVING THIS MATTER ASAP, PARTICULARLY IN LIGHT OF JAPANESE STATEMENT AT RECENT BOARD OF GOVERNORS MEETING THAT TABLE LISTING STATUS OF VARIOUS SAFEGUARDS AGREEMENTS IN AGENCY'S DRAFT ANNUAL REPORT WAS INACCURATE. (TABLE REFERRED TO SHOWS U.S./IAEA/JAPAN TRILATERAL SAFEGUARDS AGREEMENT AS STILL IN FORCE.) JAPANESE MISSION REP AGREED AND SAID HE WOULD TRANSMIT VIEWS IMMEDIATELY TO TOKYO.

5. MISSION WILL REPORT JAPANESE RESPONSE WHEN RECEIVED.
KIRK

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TREATY COMPLIANCE, DIPLOMATIC PROTOCOL, NUCLEAR SAFEGUARDS
Control Number: n/a
Copy: SINGLE
Draft Date: 16 jun 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
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Disposition Date: 20 Mar 2014
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Disposition Reason:
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Litigation Codes:
Litigation History:
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TAGS: TECH, PARM, JA, US, IAEA
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